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7 MARITZ INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

12 || VISA U.S.A. INC.,

Plaintiff,

15 | VS.

16 MARITZ INC. d/b/a MARITZ LOYALTY  
17 MARKETING.

Defendant.

## AND RELATED COUNTERCLAIMS

CIVIL ACTION NO. C07-5585 JSW

[PROPOSED] ORDER DENYING VISA  
U.S.A. INC'S MOTION TO STAY ACTION  
AND TO COMPEL ARBITRATION

DATE: Friday, February 22, 2008  
TIME: 9:00 a.m.  
PLACE: Courtroom 2, 17th Floor  
JUDGE: Hon. Jeffrey S. White

1 Having considered the Motion to Stay Action and to Compel Arbitration (“Motion”) of  
2 Plaintiff and Counterclaim Defendant Visa USA Inc. (“Visa”), the Opposition of Defendant and  
3 Counterclaimant Maritz Inc. (“Maritz”), all other papers filed herein, and the records of the case,  
4 the Court hereby orders as follows:

5 IT IS HEREBY ORDERED that Visa’s Motion is DENIED.

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7 IT IS SO ORDERED.

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9 Dated: \_\_\_\_\_, 2008

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10 Honorable Jeffrey S. White  
United States District Court Judge

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